

105TH CONGRESS  
1ST SESSION

# H. R. 2941

To permit States to condition use of State funds for purchase of prescription drugs for minors under certain Federal-State matching programs upon parental consent.

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## IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 8, 1997

Mr. BRADY introduced the following bill; which was referred to the Committee on Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To permit States to condition use of State funds for purchase of prescription drugs for minors under certain Federal-State matching programs upon parental consent.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. PERMITTING STATES TO CONDITION USE OF**  
2 **STATE FUNDS FOR PURCHASE OF PRESCRIP-**  
3 **TION DRUGS FOR MINORS UNDER CERTAIN**  
4 **FEDERAL-STATE MATCHING PROGRAMS**  
5 **UPON PARENTAL CONSENT.**

6 (a) IN GENERAL.—No provision of any Federal-State  
7 matching program described in subsection (b) shall be  
8 construed as preventing a State from requiring, as a con-  
9 dition of providing assistance under the program with re-  
10 spect to the dispensing of a prescription drug (or any class  
11 of such drugs specified by the State) to a minor, that a  
12 parent or guardian of the minor (or other person author-  
13 ized under State law to provide consent with respect to  
14 the dispensing) has consented to the dispensing of the  
15 drug.

16 (b) FEDERAL-STATE MATCHING PROGRAM DE-  
17 FINED.—For purposes of this section, each of the follow-  
18 ing shall be considered to be a Federal-State matching  
19 program:

20 (1) MEDICAID.—Title XIX of the Social Secu-  
21 rity Act.

22 (2) FAMILY PLANNING PROGRAM (TITLE X).—  
23 Title X of the Public Health Service Act.

24 (3) SOCIAL SERVICES BLOCK GRANT PROGRAM  
25 (TITLE XX).—Title XX of the Social Security Act.

1           (4) TANF.—Part A of title IV of the Social Se-  
2           curity Act.

3           (c) EFFECTIVE DATE.—Subsection (a) shall apply to  
4           assistance for prescription drugs dispensed on or after the  
5           date of the enactment of this Act.

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